

Cester, N.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MOHAN KUMAR AND AKILA KUMAR, et al.,

Plaintiffs,

v.

RBS FINANCIAL PRODUCTS, INC., et al.,

Defendants.

15-cv-00017-PKC (DCF)

*The stipulation  
is adopted as an  
order of the Court and  
the motion to compel  
arbitration is deemed  
WITHDRAWN*

*SO ORDERED*

*[Signature]*  
*USDJ*  
*1-14-15*

**STIPULATION REGARDING PLAINTIFFS' MOTION TO COMPEL ARBITRATION  
AND FOR PLAINTIFFS TO FILE AN AMENDED COMPLAINT**

WHEREAS, on December 5, 2014, the Honorable Stephen V. Wilson, United States District Court Judge for the Southern District of California, issued an order granting Defendants' Motion to Transfer Venue to the United States District Court for the Southern District of New York, denying Plaintiffs' Motion to Remand, and declining to resolve Plaintiffs' Motion to Compel Arbitration;

WHEREAS, under the parties' prior stipulation, so-ordered by Judge Wilson on October 22, 2014, Defendants had 21 days from entry of Judge Wilson's order regarding Defendants' Motion to Transfer Venue to move to dismiss or otherwise respond to the Complaint;

WHEREAS, in light of Plaintiffs' pending Motion to Compel Arbitration and administrative issues associated with the transfer of venue, on December 18, 2014, the parties stipulated to a further extension of Defendants' time to respond to the Complaint, on or before January 14, 2015;

WHEREAS, on January 5, 2015, the case was formally transferred to the United States District Court for the Southern District of New York; and

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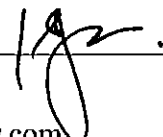
WHEREAS, on January 9, 2015, the parties, through their undersigned counsel, had a meet and confer regarding Plaintiffs' pending Motion to Compel Arbitration and Plaintiffs' desire to file an Amended Complaint;

NOW, WHEREFORE, the parties, through their undersigned counsel, agree and stipulate as follows:

1. Plaintiffs withdraw their pending Motion to Compel Arbitration (Dkt. No. 35) and waive their right to seek arbitration during the pendency of this case;
2. Plaintiffs shall file an Amended Complaint on or before February 20, 2015; and
3. Defendants shall file an answer or move to dismiss the Amended Complaint on or before March 20, 2015 or on a date as ordered by the Court.

Dated: January 12, 2015

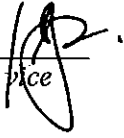
THE LAW OFFICE OF KEVIN  
GALBRAITH LLC  
236 WEST 30TH STREET, 5TH FLOOR  
NEW YORK, NY 10001

By Kevin Galbraith /   
KEVIN GALBRAITH  
SDNY Bar No. KG 7512  
[kevin@kevingalbraithlaw.com](mailto:kevin@kevingalbraithlaw.com)  
212.203.1249

Attorneys for Plaintiffs

Dated: January 12, 2015

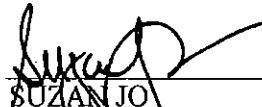
DLA PIPER LLP (US)  
401 B STREET, SUITE 1700  
SAN DIEGO, CA 92101-4297

By Kellin M. Chatfield   
ROBERT W. BROWNLIE (*pro hac vice*  
*pending*)  
robert.brownlie@dlapiper.com  
619.699.2700  
KELLIN M. CHATFIELD  
SDNY Bar No. KC 1551  
kellin.chatfield@dlapiper.com  
619.699.2700

Attorneys for Defendants  
GEMINI REAL ESTATE ADVISORS  
LLC; GEMINI EAST WEST S LLC;  
GEMINI EAST WEST H, LLC; GEMINI  
EAST WEST M, LLC; GEMINI  
ACQUISITION COMPANY, INC.;  
GEMINI PROPERTY MANAGEMENT,  
LLC; WILLIAM T. OBEID; and DANTE  
A. MASSARO

Dated: January 12, 2015

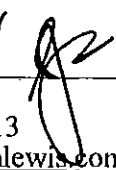
DUANE MORRIS LLP  
1540 BROADWAY  
NEW YORK, NY 10036-4086

By   
SUZAN JO  
SDNY Bar No. SJ1974  
[sjo@duanemorris.com](mailto:sjo@duanemorris.com)  
212.692.1000  
KEVIN P. POTERE  
SDNY Bar No. KP7711  
[kppotere@duanemorris.com](mailto:kppotere@duanemorris.com)  
212.692.1000

Attorneys for Defendants  
U.S. BANK, N.A., SUCCESSOR BY  
MERGER TO LASALLE BANK  
NATIONAL ASSOCIATION AS  
TRUSTEE FOR GREENWICH CAPITAL  
COMMERCIAL FUNDING CORP.,  
COMMERCIAL MORTGAGE TRUST  
2007 GG11, COMMERCIAL  
MORTGAGE PASS THROUGH  
CERTIFICATES, SERIES 2007-GG11 and  
GCCFC 2007 CONNECTOR RETAIL  
LIMITED PARTNERSHIP

DATED: January 12, 2015

MORGAN, LEWIS & BOCKIUS LLP  
399 PARK AVENUE  
NEW YORK, NY 10022-4689

By Brian Katz   
SUSAN F. DICICCO  
SDNY Bar No. SD 8013  
susan.dicicco@morganlewis.com  
212.705.7000  
BRIAN A. KATZ  
SDNY Bar No. BK 1967  
brian.katz@morganlewis.com  
212.705.7000

Attorneys for Defendants  
RBS FINANCIAL PRODUCTS INC., RBS  
SECURITIES INC., and RBS  
COMMERCIAL FUNDING INC. f/k/a  
GREENWICH CAPITAL COMMERCIAL  
FUNDING CORPORATION

SO ORDERED:

